



**James  
Wannamaker/DCA/AO/USCO  
URTS**

03/24/2008 01:31 PM

To

cc

bcc

Subject Fw: Rule 6003

07-CV-H



**Robert  
Kressel/MNB/08/USCOURTS**

03/11/2008 11:38 AM

To Laura T Swain/NYSD/02/USCOURTS, "Jeff  
<Morris@odo.law.udayton.edu/O=, Peter  
McCabe/DCA/AO/USCOURTS,/

cc

Subject Rule 6003

Hi Laura, Jeff and Peter:

I have already come across a situation where I suspect this new rule is not working as intended. I have a fairly new involuntary chapter 11 case. About three weeks after it was filed, the debtor consented to an order for relief and it was entered. The debtor immediately filed an application to approve employment,. It is over twenty days from the filing of the petition so the rule would allow me to approve it, but this seems inconsistent with the spirit of the rule which is to give people a chance to get organized before these kinds of orders are entered. I wonder if the computation time should be from the order for relief rather than the filing of the petition/ Although maybe that is not exactly right.

Any way, I thought the committee might want to take a look at this.

Best wishes to you and the rest of the committee.

Bob